

**SENATE BILL 264 (LRB -2465)**

An Act to amend 23.33 (3) (c) and 350.10 (1) (f) of the statutes; relating to: trespass by operators of snowmobiles, all-terrain vehicles, and other off-road vehicles.

**2009**

08-11.	S.	Introduced by <b>JOINT LEGISLATIVE COUNCIL</b> .	
08-11.	S.	Read first time and referred to committee on Transportation, Tourism, Forestry, and Natural Resources .....	259
09-17.	S.	Public hearing held.	
09-30.	S.	Executive action taken.	
10-05.	S.	Report introduction and adoption of Senate Substitute Amendment 1 recommended by committee on Transportation, Tourism, Forestry, and Natural Resources, Ayes 7, Noes 0 ( <b>LRB s0135</b> ) .....	348
10-05.	S.	Report passage as amended recommended by committee on Transportation, Tourism, Forestry, and Natural Resources, Ayes 7, Noes 0 .....	348
10-05.	S.	Available for scheduling.	
10-05.	S.	Senate amendment 1 to Senate substitute amendment 1 offered by Senator Sullivan ( <b>LRB a0802</b> ) .....	347
10-13.	S.	Placed on calendar 10-20-2009 by committee on Senate Organization .....	358
10-20.	S.	Read a second time .....	370
10-20.	S.	Referred to committee on Senate Organization .....	370
10-20.	S.	Available for scheduling.	
10-23.	S.	Placed on calendar 10-27-2009 by committee on Senate Organization .....	380
10-27.	S.	Read a second time .....	384
10-27.	S.	Senate amendment 1 to Senate substitute amendment 1 <b>adopted</b> .....	384
10-27.	S.	Senate substitute amendment 1 <b>adopted</b> .....	384
10-27.	S.	Ordered to a third reading .....	384
10-27.	S.	Rules suspended .....	384
10-27.	S.	Read a third time and <b>passed</b> .....	384
10-27.	S.	Ordered immediately messaged .....	386
10-29.	A.	Received from Senate .....	471
10-29.	A.	Read first time and referred to committee on Tourism, Recreation and State Properties .....	471

**2010**

01-20.	A.	Public hearing held.	
02-17.	A.	Executive action taken.	
02-22.	A.	Report concurrence recommended by committee on Tourism, Recreation and State Properties, Ayes 8, Noes 0 .....	677
02-22.	A.	Referred to committee on Rules .....	677
04-20.	A.	Made a special order of business at 11:24 A.M. on 4-22-2010 pursuant to Assembly Resolution 26.	
04-22.	A.	Read a second time.	
04-22.	A.	Ordered to a third reading.	
04-22.	A.	Rules suspended.	
04-22.	A.	Read a third time and <b>concurred in</b> .	
04-22.	A.	Ordered immediately messaged.	
04-23.	S.	Received from Assembly concurred in.	

2009

ENROLLED BILL

09en S B-264

ADOPTED DOCUMENTS:

☐ Orig

☐

Engr

S SubAmdt 1

09 S 0135 2

Amendments to above (if none, write "NONE"): SA 1 — a 0802/1

Corrections - show date (if none, write "NONE"): None

Topic

Rel as amended

4-27-10

Date

SR Miller

Enrolling Drafter



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBs0135/2  
RNK:jld&kjf:md

SENATE SUBSTITUTE AMENDMENT 1,  
TO 2009 SENATE BILL 264

October 5, 2009 - Offered by COMMITTEE ON TRANSPORTATION, TOURISM, FORESTRY,  
AND NATURAL RESOURCES.

INS. SAI-1

1 AN ACT *to create* 23.33 (3) (cm) and 350.10 (1) (fm) of the statutes; **relating to:**  
2 prohibiting the operation of snowmobiles and all-terrain vehicles on certain  
3 property.

*The people of the state of Wisconsin, represented in senate and assembly, do  
enact as follows:*

4 SECTION 1. 23.33 (3) (cm) of the statutes is created to read:

5 23.33 (3) (cm) On public property that is posted as closed to all-terrain vehicle  
6 operation or on which the operation of an all-terrain vehicle is prohibited by law.

7 SECTION 2. 350.10 (1) (fm) of the statutes is created to read:

8 350.10 (1) (fm) On public property that is posted as closed to snowmobile  
9 operation or on which the operation of a snowmobile is prohibited by law.

10 (END)

INS SAI-2

INS. SAI-4



**SENATE AMENDMENT 1,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 2009 SENATE BILL 264**

October 5, 2009 – Offered by Senator SULLIVAN.

SA1-1

At the locations indicated, amend the substitute amendment as follows:

**1.** Page 1, line 2: delete “and all-terrain vehicles” and substitute “, all-terrain vehicles, and other off-highway vehicles”.

SA1-2

**2.** Page 1, line 4: before that line insert:

**SECTION 1g.** 23.119 of the statutes is created to read:

**23.119 Consent to use certain off-highway vehicles.** (1) In this section:

(a) “All-terrain vehicle” has the meaning given in s. 340.01 (2g).

(b) “Off-highway vehicle” means a motor-driven craft or vehicle principally manufactured for off-highway use but does not include a snowmobile or all terrain vehicle.

(c) “Snowmobile” has the meaning given in s. 340.01 (58a).

1 (2) No person may operate an off-highway vehicle on private property without  
2 the consent of the owner of the property.

3 (3) No person may operate an off-highway vehicle on public property that is  
4 posted as closed to the operation of off-highway vehicles or on which the operation  
5 of an off-highway vehicle is prohibited by law.

6 **3.** Page 1, line 4: delete "1" and substitute "1r".

SA1-3

7 **4.** Page 1, line 6: after that line insert:

SA1-4

8 **SECTION 1t.** 350.10 (1) (f) of the statutes is amended to read:

9 350.10 (1) (f) On the private property of another without the consent of the  
10 owner or lessee. Failure to post private property does not imply consent for  
11 snowmobile use. ~~Any other motor-driven craft or vehicle principally manufactured~~  
12 ~~for off-highway use shall at all times have the consent of the owner before operation~~  
13 ~~of such craft or vehicle on private lands.~~

14 (END)